

this statutory provision does not usurp any constitutional power of the President. In particular, it does not infringe on the President's exercise of the power to recognize foreign governments and to voice positions on matters of international sovereignty on behalf of the United States.

In legislating the content of identification documents available to American citizens born abroad, Congress is exercising its plenary powers over immigration and naturalization and its constitutional authority to regulate foreign commerce. The law does not alter the position of the United States on the status of Jerusalem. Rather, it continues Congress's century-and-a-half-old exercise of legislative authority over the contents and design of identification documents, such as passports, held by U.S. citizens. Congress does so in this case to respect the prerogative of American citizens to identify themselves as American citizens with a birth connection to the State of Israel, should they choose to do so.

Mr. President, Title VII of the Ethics in Government Act authorizes the Senate to appear as an amicus curiae in any legal action in which the powers and responsibilities of the Congress under the Constitution are placed in issue. Appearance as an amicus curiae in this case would enable the Senate to respond to the Executive's contention that this law infringes on the President's constitutional power to recognize foreign governments and to present to the Court the basis for the Senate's conviction that the law is consistent with the Constitution.

This resolution would authorize the Senate Legal Counsel to appear in this case in the Senate's name as amicus

curiae to support the constitutionality of the statute.

Mr. REID. I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be considered made and laid upon the table, with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 504) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today's RECORD under "Submitted Resolutions.")

ORDERS FOR THURSDAY, JULY 17, 2014

Mr. REID. I ask unanimous consent that when the Senate completes its business today, it adjourn until 9:30 a.m. tomorrow, July 17; that following the prayer and the pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, and the time for the two leaders be reserved for their use later in the day; that following any leader remarks, the Senate proceed to the consideration of Calendar No. 438, S. 2244, as provided under the previous order, and I ask that that be approved.

The PRESIDING OFFICER. Without objection, it is so ordered.

PROGRAM

Mr. REID. Mr. President, at 12 noon tomorrow there will be up to five votes in relation to the TRIA bill. We anticipate three rollcall votes in relation to the Coburn and Flake amendments and

then on passage of the bill. There will be two voice votes on the Vitter and Tester amendments. We also expect to lock in an agreement to vote in relation to a circuit judge nomination at 2 p.m. tomorrow.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. REID. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that it adjourn under the previous order.

There being no objection, the Senate, at 5:34 p.m., adjourned until Thursday, July 17, 2014, at 9:30 a.m.

DISCHARGED NOMINATION

The Senate Committee on Homeland Security and Governmental Affairs was discharged from further consideration of the following nomination under the authority of the order of the Senate of 01/07/2009 and the nomination was placed on the Executive Calendar:

*LAURA S. WERTHEIMER, OF THE DISTRICT OF COLUMBIA, TO BE INSPECTOR GENERAL OF THE FEDERAL HOUSING FINANCE AGENCY.

*Nominee has committed to respond to requests to appear and testify before any duly constituted committee of the Senate.

CONFIRMATION

Executive nomination confirmed by the Senate July 16, 2014:

THE JUDICIARY

RONNIE L. WHITE, OF MISSOURI, TO BE UNITED STATES DISTRICT JUDGE FOR THE EASTERN DISTRICT OF MISSOURI.